

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Keith County, ) Application No. 911-023.13  
Ogallala, seeking funding )  
approval for recurring and non- ) ORDER LIFTING SUSPENSION  
recurring costs of Enhanced )  
Wireless 911 implementation. ) Entered: July 3, 2007  
)

BY THE COMMISSION:

By written request for funding dated December 8, 2006, Keith County, Ogallala, sought funding from the Enhanced Wireless 911 Fund for expenses for implementing and providing enhanced wireless 911 service in the amount of **\$137,733.52** for the purchase and installation of equipment necessary to implement enhanced wireless 911 service. Additionally, Keith County sought **\$43,362.64** over five (5) years for software maintenance and **\$33,833.93** over five (5) years for hardware maintenance.

Keith County provided supporting documentation for the equipment and associated expenses from its vendor, Positron. Keith County submitted an amended funding request in the amount of **\$136,972.03** due to errors in the original bid.

The costs of several items exceeded the prices contained in Positron's response to the Commission's Request for Proposal (RFP). Those items priced above the RFP pricing included \$3,106.22 for Viper components and \$1,938.00 for training. The Commission approved funding up to the amounts set forth in the RFP in the amount of **\$131,927.81 and \$8,672.53** for annual Evergreen software maintenance and **\$6,766.79** for annual hardware maintenance. Subsequently, the Commission was notified that the amounts specified in the contract from Positron were different than those approved in the funding request.

In order to resolve these differences between the funding request and the contract, funding previously approved in the May 20, 2007 order was suspended and a hearing was held on June 12, 2007.

Keith County's vendor, Positron, provided explanations regarding the differences between the original funding request and the final contract. Based upon the explanations given at the hearing, the Commission finds that the suspension of the previously approved funding should be lifted. The amount previously approved is available pursuant to the terms of the March 20, 2007 order and the contract between the parties.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the suspension of the March 20, 2007 order approving funding, in part, for Keith County is lifted.

IT IS FURTHER ORDERED that amounts previously approved are now available pursuant to the terms of the March 20, 2007 order and the contract between the parties.

MADE AND ENTERED at Lincoln, Nebraska this 3rd day of July, 2007.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director